

16152 U.S. PTO
07/09/03

17410 U.S. PTO
10/615652
07/09/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Kristian DiMatteo

Examiner in immediately preceding
parent application: Jackson, G.

Serial No.: Unknown

Anticipated Group Art Unit: 371

Filed: July 9, 2003

For: THROMBUS FILTER WITH BREAK-AWAY ANCHOR MEMBERS

Docket No.: 1001.1309103

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR FILING A CONTINUATION APPLICATION
UNDER 37 CFR §1.53(B)**

Dear Sir:

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV315606789US, in an envelope addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 9 day of July 2003.

By _____

John Lindman
John Lindman

This is a request for filing a continuation application, under 37 CFR §1.53(b), of pending prior application Serial No. 09/804,319 filed on March 12, 2001, for an invention entitled THROMBUS FILTER WITH BREAK-AWAY ANCHOR MEMBERS.

1. Enclosed is a copy of the prior application, including the inventor's DECLARATION of Kristian DiMatteo, as originally filed on January 26, 2000.
2. I hereby verify that the enclosed papers are a true copy of prior application Serial No. 09/804,319 as filed on March 12, 2001, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

3. Cancel in this application original Claims 2-19 of the prior application before calculating the filing fee. At least one original independent claim has been retained for filing purposes.

4. The filing fee is calculated below:

CLAIMS AS FILED						
FOR:	(1) No. Filed	(2) No. Extra	SMALL ENTITY		OTHER	
			Rate	Fee	Rate	Fee
BASIC FEE	XXXXXX	XXXXXX	XXXXXX	\$375	XXXXXX	\$750
TOTAL CLAIMS	1-20=	0	X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	1- 3=	0	X 42=	\$	X 84=	\$
() MULTIPLE DEPENDENT CLAIM PRESENTED			+140=	\$	+280=	\$
TOTAL				\$	XXXXXX	\$750.00

5. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Account No. 50-0413.

6. A check in the amount of \$ 750.00 is enclosed to cover the filing fee.

7. Amend the specification by inserting, immediately before "Field of the Invention" on page 1 thereof, the sentence --This is a continuation of copending U.S. Application Serial No. 09/804,319 filed on March 12, 2001, which in turn is a continuation of U.S. Application Serial No. 09/491,272 filed January 26, 2000, now U.S. Patent No. 6,217,600 issued April 17, 2001.--

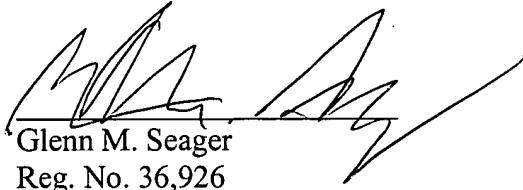
8. Please find enclosed nine (9) sheets of formal drawings.

9. The power of attorney in the prior application is to CROMPTON, SEAGER & TUFTE LLC. The power appears in the papers in the prior application file, and a copy is enclosed. Address all future communications to:

Glenn M. Seager
 CROMPTON, SEAGER & TUFTE, LLC
 1221 Nicollet Avenue
 Suite 800
 Minneapolis, Minnesota 55403-2420

10. This patent application is assigned to SCIMED LIFE SYSTEMS, INC., pursuant to the Assignment recorded on January 26, 2000 at Reel 010586 Frame 0554.

July 9, 2003
(Date)



Glenn M. Seager
Reg. No. 36,926

CROMPTON, SEAGER & TUFTE, LLC
1221 Nicollet Avenue, Suite 800
Minneapolis, Minnesota 55403-2420
Telephone: (612) 677-9050
Facsimile: (612) 359-9349



28075

PATENT TRADEMARK OFFICE